

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

SHIRLEY L. PHELPS-ROPER, et al.,)	
)	
Plaintiffs,)	
)	
v.)	No. 4:10-cv-2232 AGF
)	
COUNTY OF ST. CHARLES, MISSOURI,)	
)	
Defendant.)	

Motion for Summary Judgment

Pursuant to Federal Rule of Civil Procedure 56(a) and for the reasons set forth in the memorandum in support of this motion, Plaintiffs move this Court for entry of summary judgment against Defendant on Counts II and IV of their second amended complaint. Because Counts I and III have previously been dismissed, the grant of summary judgment would resolve all merits issues raised by the amended complaint.

As fully set forth in the accompanying memorandum in support, there are no genuine issues with respect to any material fact as to Counts II and IV of the amended complaint.

Accordingly, Plaintiffs should be granted summary judgment on each count.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was posted to CM/ECF on November 10, 2011, and therefore served on the following:

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